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U.S. COURT OF APPEALS

APR 30 2009

Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001

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April 27, 2009

William K. Suter
Clerk of the Court
(202) 479-3011

Clerk
United States Court of Appeals for the Ninth
Circuit
95 Seventh Street
San Francisco, CA 94103-1526

Re: Eugene Alexander Dey
v. R. E. Barnes, Warden
No. 08-8851
(Your No. 08-16057)

Dear Clerk:

The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is denied.

Sincerely,

William K. Suter
William K. Suter, Clerk